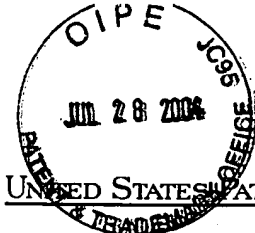


JUL 29 2004

Page 1 of 1 *FW*



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,410	03/16/2004	David L. Polston	P-109301.2 (UTI)(CIP)

Daniel D. Chapman, Esq.  
JACKSON WALKER L.L.P.  
Suite 2100  
112 E. Pecan Street  
San Antonio, TX 78205

CONFIRMATION NO. 5095

FORMALITIES LETTER



\*OC000000012835127\*

Date Mailed: 06/01/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement claim(s) commencing on a separate sheet in compliance with 37 CFR 1.75(h) and 1.121 is required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
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*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: David Polston  SERIAL NO. 10/801,410  FILED: March 16, 2004	ATTY DKT NO. P-109301.2(UTI)(CIP)  GROUP NO.:  EXAMINER:
TITLE: A PROTOCOL FOR SAMPLING AND TESTING COMPOSITIONS RELATED TO A METHOD FOR MAKING ROAD BASE FROM OIL AND GAS WASTE	
TO: Mail Stop Missing Parts Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450	

**RESPONSE TO NOTICE OF TO FILE CORRECTED APPLICATION PAPERS**

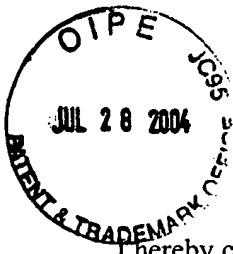
This correspondence is being filed as a full response to the NOTICE TO FILE CORRECTED APPLICATION PAPERS mailed June 1, 2004. A copy of the NOTICE TO FILE CORRECTED APPLICATION PAPERS is enclosed with this response.

In response to the requirements of the NOTICE Applicant submits herewith substitute pages of claims commencing on a separate sheet in compliance with 37 CFR 1.75(h) and 1.121.

Respectfully submitted,  
JACKSON WALKER L.L.P.

Daniel D. Chapman, Reg. No. 32,726  
112 E. Pecan Street, Suite 2100  
San Antonio, Texas 78205  
Phone: (210) 978-7700  
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Attorneys for Applicant

Date:   
\_\_\_\_\_



### CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service in an envelope addressed to the "Mail Stop Response, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", as follows:

<u>37 CFR 1.8(a)</u> <input type="checkbox"/> With sufficient postage as First Class Mail. Date: _____, 2004.	<u>37 CFR 1.10</u> <input type="checkbox"/> As "Express Mail Post Office to Addressee", Mailing Label No. <u>EW 426586765 US</u> Date: <u>7/28/</u> , 2004.
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Belen Longoria  
Printed Name of Person Mailing Paper or Fee

Belen Longoria  
Signature of Person Mailing Paper or Fee